

FOR FURTHER INFORMATION CONTACT:
David F. Garcia, New Source Review
Section, Environmental Protection
Agency, Region 6, 1445 Ross Avenue,
Suite 700, Dallas, Texas 75202-2733,
telephone (214) 665-7217.

Authority: 42 U.S.C. 7401-7671q.

Dated: July 26, 1995.

Russell Rhoades,

Acting Regional Administrator (6A).

[FR Doc. 95-19193 Filed 8-3-95; 8:45 am]

BILLING CODE 6560-50-P

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 67

[Docket No. FEMA-7140]

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency
Management Agency, FEMA.

ACTION: Proposed rule.

SUMMARY: Technical information or
comments are requested on the
proposed base (1% annual chance) flood
elevations and proposed base flood
elevation modifications for the
communities listed below. The base
flood elevations are the basis for the
floodplain management measures that
the community is required either to
adopt or to show evidence of being
already in effect in order to qualify or
remain qualified for participation in the
National Flood Insurance Program
(NFIP).

DATES: The comment period is ninety
(90) days following the second
publication of this proposed rule in a
newspaper of local circulation in each
community.

ADDRESSES: The proposed base flood
elevations for each community are
available for inspection at the office of
the Chief Executive Officer of each
community. The respective addresses
are listed in the following table.

FOR FURTHER INFORMATION CONTACT:
Michael K. Buckley, P.E., Chief, Hazard
Identification Branch, Mitigation
Directorate, 500 C Street, SW.,
Washington, DC 20472, (202) 646-2756.

SUPPLEMENTARY INFORMATION: The
Federal Emergency Management Agency
(FEMA or Agency) proposes to make
determinations of base flood elevations
and modified base flood elevations for
each community listed below, in
accordance with section 110 of the
Flood Disaster Protection Act of 1973,
42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed base flood and
modified base flood elevations, together

with the floodplain management criteria
required by 44 CFR 60.3, are the
minimum that are required. They
should not be construed to mean that
the community must change any
existing ordinances that are more
stringent in their floodplain
management requirements. The
community may at any time enact
stricter requirements of its own, or
pursuant to policies established by other
Federal, state or regional entities. These
proposed elevations are used to meet
the floodplain management
requirements of the NFIP and are also
used to calculate the appropriate flood
insurance premium rates for new
buildings built after these elevations are
made final, and for the contents in these
buildings.

National Environmental Policy Act

This proposed rule is categorically
excluded from the requirements of 44
CFR Part 10, Environmental
Consideration. No environmental
impact assessment has been prepared.

Regulatory Flexibility Act

The Associate Director, Mitigation
Directorate, certifies that this proposed
rule is exempt from the requirements of
the Regulatory Flexibility Act because
proposed or modified base flood
elevations are required by the Flood
Disaster Protection Act of 1973, 42
U.S.C. 4104, and are required to
establish and maintain community
eligibility in the National Flood
Insurance Program. As a result, a
regulatory flexibility analysis has not
been prepared.

Regulatory Classification

This proposed rule is not a significant
regulatory action under the criteria of
section 3(f) of Executive Order 12866 of
September 30, 1993, Regulatory
Planning and Review, 58 FR 51735.

Executive Order 12612, Federalism

This proposed rule involves no
policies that have federalism
implications under Executive Order
12612, Federalism, dated October 26,
1987.

Executive Order 12778, Civil Justice Reform

This proposed rule meets the
applicable standards of section 2(b)(2) of
Executive Order 12778.

List of Subjects in 44 CFR Part 67

Administrative practice and
procedure, Flood insurance, Reporting
and recordkeeping requirements.

Accordingly, 44 CFR part 67 is
proposed to be amended as follows:

PART 67—[AMENDED]

1. The authority citation for part 67
continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.;
Reorganization Plan No. 3 of 1978, 3 CFR,
1978 Comp., p. 329; E.O. 12127, 44 FR 19367,
3 CFR, 1979 Comp., p. 376.

§ 67.4 [Amended]

2. The tables published under the
authority of § 67.4 are proposed to be
amended as follows:

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
PENNSYLVANIA	
Hatfield (borough), Montgomery County	
<i>West Branch Neshaminy Creek:</i>	
Approximately 300 feet downstream of Lakewood Avenue	*300
Approximately 150 feet upstream of Lakewood Avenue	*301
Maps available for inspection at the Borough Hall, 401 South Main Street, Hatfield, Pennsylvania.	
Send comments to Mr. Mark A. Curfman, Manager of the Borough of Hatfield, 401 South Main Street, Hat- field, Pennsylvania 19440-0190.	
Jenkintown (borough), Montgomery County	
<i>Tacony Creek:</i>	
Approximately 200 feet upstream of Greenwood Avenue	*206
At the confluence of Baeder Run	*220
<i>Baeder Run:</i>	
At the confluence with Tacony Creek	*220
Approximately 586 feet upstream of confluence with Tacony Creek	*220
Maps available for inspection at the Jenkintown Borough Offices, 700 Summit Avenue, Jenkintown, Penn- sylvania.	
Send comments to Mr. Thomas Oliver, President of the Jenkintown Borough Council, P.O. Box 2176, Jenkintown, Pennsylvania 19046.	
Lower Salford (township), Montgomery County	
<i>Skippack Creek:</i>	
At Quarry Bridge Road	*176
Near Wampole Road approximately 950 feet upstream of State High- way 63	*199
<i>Skippack Creek Tributary No. 2:</i>	
Approximately 150 feet downstream of Wampole Road	*211
Approximately 525 feet upstream of Wampole Road	*212
Maps available for inspection at the Township Office, 474 Main Street, Harleysville, Pennsylvania.	
Send comments to Mr. Richard Pres- cott, Chairman of the Lower Salford Township Board of Commissioners, 474 Main Street, Harleysville, Penn- sylvania 19438.	

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
Pennsburg (borough), Montgomery County <i>Macoby Creek:</i> Approximately 0.2 mile downstream of Otts Road Approximately 325 feet downstream of Otts Road Maps available for inspection at the Pensburg Borough Building, 76 West 6th Street, Pensburg, Pennsylvania. Send comments to Mr. Larry Raeder, President of the Pensburg Borough Council, 76 West 6th Street, Pensburg, Pennsylvania 18073.	*331 *334	Maps available for inspection at the Springfield Township Municipal Building, 1510 Paper Mill Road, Wyndmoor, Pennsylvania. Send comments to Mr. Donald E. Berger, Springfield Township Manager, 1510 Paper Mill Road, Wyndmoor, Pennsylvania 19038. Upper Dublin (township), Montgomery County <i>Tannery Run (Backwater Area):</i> Approximately 150 feet east of intersection of Butler Avenue and West Maple Avenue Maps available for inspection at the Municipal Building, 801 Loch Alsh Avenue, Fort Washington, Pennsylvania. Send comments to Mr. Richard R. Rulon, President of the Upper Dublin Township Board of Commissioners, 801 Loch Alsh Avenue, Fort Washington, Pennsylvania 19034.	*198	Whitpain (township), Montgomery County <i>Wissahickon Creek:</i> At a point approximately 320 feet upstream of Swedesford Road At a point approximately 1,200 feet upstream of Swedesford Road Maps available for inspection at the Whitpain Township Administration Building, 960 Wentz Road, Blue Bell, Pennsylvania. Send comments to Mr. Leigh P. Narducci, Whitpain Township Chairman, P.O. Box 800, Blue Bell, Pennsylvania 19422.	*273 *274
Springfield (township), Montgomery County <i>Oreland Run:</i> At confluence with Wissahickon Creek Approximately 650 feet upstream of confluence with Wissahickon Creek	*149 *150			§ 67.4 [Amended] 3. The tables published under the authority of § 67.4 are proposed to be amended as follows:	

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified
Maryland	Prince George's County (unincorporated areas).	Bald Hill Branch	Approximately 1,300 feet upstream of Brae Brook Drive. Approximately 475 feet upstream of confluence with Western Branch.	None *92	*164 *93

Maps available for inspection at the Department of Environmental Resources, Information and Permits Management Section, Inglewood III Office Building, 9400 Peppercorn Place, Sixth Floor, Landover, Maryland.

Send comments to Ms. Malinda Y. Steward, Prince George's County Government, Department of Environmental Resources, Information and Permits Management Section, Inglewood III Office Building, 9400 Peppercorn Place, Sixth Floor, Landover, Maryland 20785.

Minnesota	Alvarado (city) Marshall County.	Snake River	At downstream corporate limits (State Route 1). At upstream corporate limits (approximately 0.6 mile upstream of State Route 1).	*810 *812	*811 *813
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Maps available for inspection at the Alvarado City Hall, Marshall Street, Alvarado, Minnesota.

Send comments to The Honorable Lloyd Wilke, Mayor of the City of Alvarado, Box 759, Alvarado, Minnesota 56710.

3	Pennsylvania	Abington (township) Montgomery County.	Sandy Run	At confluence with Sandy Run.	*232	*236
			Tributary No. 1	Approximately 850 feet upstream of Johnston Avenue.	*237	*238
			Tacony Creek	Approximately 350 feet upstream of Greenwood Avenue.	None	*206
				Approximately 1,200 feet upstream of Greenwood Avenue.	*211	*210
			Pennypack Creek	A point approximately 1,700 feet downstream of Moredon Road. A point approximately 1,300 feet downstream of Moredon Road.	*99 *99	*100 *100

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified
Maps available for inspection at the Township Engineer's Office, 1176 Old York Road, Abington, Pennsylvania. Send comments to Mr. Richard Fluge, President of the Abington Township Board of Commissioners, 1176 Old York Road, Abington, Pennsylvania 19001.					
Pennsylvania	Bridgeport (borough) Montgomery County.	Schuylkill River	Approximately 1.0 mile downstream of Dekalb Street (U.S. Route 202 North). Approximately 50 feet upstream of Norristown Dam.	*75 *78	*72 *76
Maps available for inspection at the Borough Hall, 4th and Mill Street, Bridgeport, Pennsylvania. Send comments to The Honorable Thomas Novitski, Mayor of the Borough of Bridgeport, P.O. Box 148, Bridgeport, Pennsylvania 19405.					
Pennsylvania	Cheltenham (township) Montgomery County.	Tacony Creek	At East Cheltenham Avenue.	*80	*79
Maps available for inspection at the Cheltenham Township Administrative Building, 8230 Old York Road, Elkins Park, Pennsylvania. Send comments to Mr. Harvey Portner, President of the Cheltenham Township Board of Commissioners, 8230 Old York Road, Elkins Park, Pennsylvania 19027.					
Pennsylvania	Conewago (township) Adams County.	Plum Creek	Approximately 1 mile upstream of confluence with South Branch Conewago Creek.	none	*519
		Slagle Run	At county boundary Approximately 150 feet upstream of downstream corporate limits.	None None	*560 *522
			At county boundary	None	*539
Maps available for inspection at the Conewago Township Building, 350 Third Street, Hanover, Pennsylvania. Send comments to Mr. Edwin Calvert, Township Manager of Conewago, 350 Third Street, Hanover, Pennsylvania 17331.					
Pennsylvania	Franklin (township) Chester County.	Middle Branch, White Clay Creek.	Approximately 0.4 mile downstream of Avondale-New London Road. Approximately 1,300 feet downstream of Avondale-New London Road.	None None	*301 *306
Maps available for inspection at the Franklin Township Building, Appleton Road, Kemblesville, Pennsylvania. Send comments to Mr. Karl Mehn, Zoning Officer, Township of Franklin, P.O. Box 118, Kemblesville, Pennsylvania 19347.					
Pennsylvania	Hatfield (township) Montgomery County.	West Branch, Neshaminy Creek.	At upstream side of Lexington Road. Approximately 110 feet upstream of Lexington Road.	*285 *285	*284 *284
*Maps available for inspection at the Township Building, 1950 School Road, Hatfield, Pennsylvania. Send comments to Ms. Jean Vandegrift, President of the Hatfield Township Board of Commissioners, 1950 School Road, Hatfield, Pennsylvania 19440.					
Pennsylvania	Limerick (township) Montgomery County.	Schuylkill River	Approximately 2.0 mile downstream of Vincent Dam. Approximately 1.6 mile upstream of Legislative Route 462 (Main Street).	*118 *129	113 *125
Maps available for inspection at the Code Enforcement Office, 646 West Ridge Pike, Limerick, Pennsylvania. Send comments to Mr. Mark John, Code Enforcement and Zoning Officer for the Township of Limerick, 646 West Ridge Pike, Limerick, Pennsylvania 19468.					
Pennsylvania	London Grove (township) Chester County.	Middle Branch, White Clay Creek.	Approximately 1,300 feet downstream of Avondale-New London Road. Approximately 0.7 mile upstream of Hilton Road.	None None	*306 *487

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified

Maps available for inspection at the London Grove Township Building, 3 London Way, Avondale, Pennsylvania.

Send comments to Mr. Lewis C. Ross, Chairman of the London Grove Township Board of Supervisors, 3 London Way, Avondale, Pennsylvania 19311.

Pennsylvania	Lower Merion (township) Montgomery County.	Mill Creek	At confluence with the Schuylkill River.	*56	*53
			Approximately 375 feet upstream of confluence with the Schuylkill River.	*56	*55
			At the county boundary (just downstream of U.S. Route 1).	*38	*37
			Approximately 3.7 miles upstream of confluence of Mill Creek.	*65	*63

Maps available for inspection at the Lower Merion Building Department, 75 E. Lancaster Avenue, Ardmore, Pennsylvania.

Send comments to Mr. David C. Latshaw, Township Manager, 75 E. Lancaster Avenue, Ardmore, Pennsylvania 19003.

Pennsylvania	Lower Moreland (township) Montgomery County.	Pennypack Creek	Approximately 0.4 mile downstream of confluence of Huntingdon Valley Creek.	*117	*118
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Maps available for inspection at the Lower Moreland Municipal Building, 640 Red Lion Road, Huntingdon Valley, Pennsylvania.

Send comments to Mr. Bernard Kanefsky, President of the Lower Moreland Township Board of Commissioners, 640 Red Lion Road, Huntingdon Valley, Pennsylvania 19006.

Pennsylvania	Lower Pottsgrove (township) Montgomery County.	Sanatoga Creek	At confluence with the Schuylkill River.	*132	*127
			Approximately 150 feet upstream of Green Lane Road.	*132	*131
		Sprogels Run	At confluence with the Schuylkill River.	*145	*130
			At upstream side of Sanatoga Station Road.	*134	*133
		Schuylkill River	Approximately 0.7 mile downstream of Sanatoga Road.	*130	*125
			Approximately 800 feet upstream of U.S. Route 422.	*140	*137

Maps available for inspection at the Lower Pottsgrove Municipal Building, 2199 Buchert Road, Pottstown, Pennsylvania.

Send comments to Mr. Gerald G. Richards, President of the Lower Pottsgrove Township Board of Commissioners, 2199 Buchert Road, Pottstown, Pennsylvania 19464.

Pennsylvania	Lower Providence (township) Montgomery County.	Schuylkill River	Approximately 1,100 feet upstream of U.S. Route 422.	*85	*83
			At confluence of Perkiomen Creek.	*97	*94
		Perkiomen Creek	At confluence with Schuylkill River.	*97	*94
			Approximately 400 feet upstream of the confluence with the Schuylkill River.	*97	*96

Maps available for inspection at the Lower Providence Township Building, 100 Park Lane Drive, Eagleville, Pennsylvania.

Send comments to Mr. Richard Brown, Chairman of the Lower Providence Township Board of Supervisors, 100 Park Lane Drive, Eagleville, Pennsylvania 19403.

Pennsylvania	New Hanover (township) Montgomery County.	Minister Creek	Approximately 0.62 mile upstream of the confluence of Minister Creek Tributary.	*271	*270
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State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified
		Swamp Creek	Approximately 0.74 mile upstream of the confluence of Minister Creek Tributary.	*273	*271
			Approximately 900 feet upstream of Colonial Road.	None	*235
			Approximately 1,450 feet upstream of Colonial Road.	None	*236

Maps available for inspection at the New Hanover Township Municipal Building, 2943 North Charlotte Street, Gilbertsville, Pennsylvania.

Send comments to Ms. Anita B. Turner, New Hanover Township Manager, 2943 North Charlotte Street, Gilbertsville, Pennsylvania.

Pennsylvania	Norristown (borough) Montgomery County.	Stony Creek	At confluence with the Schuylkill River.	*79	*76
			Approximately 380 feet upstream of Factory Bridge.	*79	*78
		Schuylkill River	Approximately 0.7 mile downstream of confluence of Sawmill Run.	*75	*72
			Approximately 0.5 mile upstream of Hawes Avenue.	*80	*78

Maps available for inspection at the Borough Hall, 235 East Airy Street, Norristown, Pennsylvania.

Send comments to The Honorable Jack Salamone, Mayor of the Borough of Norristown, 235 East Airy Street, Norristown, Pennsylvania 19401-5048.

Pennsylvania	Penn (township) Chester County.	Middle Branch White Clay Creek.	Approximately 100 feet upstream of Tice Road.	None	*422
			Approximately 1,200 feet upstream of Tice Road.	None	*428

Maps available for inspection at the Penn Township Building, 150 Sunnyside Road, West Grove, Pennsylvania.

Send comments to Mr. Vincent J. Santucci, Chairman of the Penn Township Board of Supervisors, 475 W. Baltimore Pike, West Grove, Pennsylvania 19390.

Pennsylvania	Plymouth (township) Montgomery County.	Schuylkill River	Approximately 0.2 mile downstream of Interstate Route 476 (Mid County Expressway).	*70	*67
			Approximately 1,000 feet upstream of I-276 Pennsylvania Turnpike.	*74	*72

Maps available for inspection at the Office of Public Works, 700 Belvoir Road, Norristown, Pennsylvania.

Send comments to Mr. Timothy A. Boyd, P.E., Director of Public Works for the Township of Plymouth, 700 Belvoir Road, Norristown, Pennsylvania 19401.

Pennsylvania	Pottstown (borough) Montgomery County.	Manatawny Creek	At confluence with the Schuylkill River.	*145	*142
			Approximately 400 feet upstream of confluence with the Schuylkill River.	*145	*144
		Sprogels Run	Approximately 0.24 mile upstream of U.S. Route 422.	None	*137
			Approximately 0.32 mile upstream of East High Street.	None	*144
		Schuylkill River	Approximately 0.4 mile downstream of South Kiem Street.	*140	*137
			Approximately 100 feet upstream of U.S. Route 422.	*148	*145

Maps available for inspection at the Code Enforcement Office, Borough Hall, 241 King Street, Pottstown, Pennsylvania.

Send comments to Mr. Robert Jones, Pottstown Borough Manager, Borough Hall, 241 King Street, Pottstown, Pennsylvania 19464.

Pennsylvania	Royersford (borough) Montgomery County.	Schuylkill River	Approximately 0.6 mile downstream of State Route 683 (Main Street).	*113	*109
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State	City/town/county	Source of flooding	Location	#Depth in feet above ground. * Elevation in feet (NGVD)	
				Existing	Modified
			Approximately 0.6 mile upstream of State Route 683.	*118	*113

Maps available for inspection at the Royersford Borough Hall, 300 Main Street, Royersford, Pennsylvania.

Send comments to The Honorable Ronald Nettles, Mayor of the Borough of Royersford, 300 Main Street, P.O. Box 188, Royersford, Pennsylvania 19468.

Pennsylvania	Salford (township) Montgomery County.	East Branch, Perkiomen Creek.	Approximately 100 feet upstream of Moyer Road.	*221	220
			Approximately 1,400 feet upstream of Moyer Road.	*223	*222

Maps available for inspection at the Zoning Office, 139 Ridge Road, Tylersport, Pennsylvania.

Send comments to Mr. Donald R. Lodge, Jr., Chairman of the Salford Township Board of Supervisors, P.O. Box 54, Tylersport, Pennsylvania 18971.

Pennsylvania	Upper Frederick (township) Montgomery County.	Swamp Creek	Approximately 685 feet upstream of Neiffer Road.	None	*200
			Approximately 1,425 feet upstream of Neiffer Road.	None	*204

Maps available for inspection at the Township Building, 3205 Big Road, Obelisk, Pennsylvania.

Send comments to Mr. Gerald McMahon, Chairman of the Upper Frederick Township Board of Commissioners, 3205 Big Road, Obelisk, Pennsylvania 19492.

Pennsylvania	Upper Merion (township) Montgomery County.	Schuylkill River	Approximately 0.2 mile upstream of Interstate Route 476 (Mid County Expressway).	*71	*68
			At confluence of Valley Creek.	*93	*88
		Valley Creek	Approximately 0.4 mile downstream of the county boundary.	None	*96
			At county boundary	None	*104
		Trout Creek	At the confluence with the Schuylkill River.	*83	*81
			Approximately 450 feet upstream of the confluence with the Schuylkill River.	*83	*81
			Approximately 300 feet upstream Old State Route 363.	None	*107
			Approximately 750 feet upstream Old State Route 363.	None	*108

Maps available for inspection at the Department of Public Works, 175 West Valley Forge Road, King of Prussia, Pennsylvania.

Send comments to Mr. Edward J. Wilkes, Jr., Chairman of the Upper Merion Township Board of Supervisors, 175 West Valley Forge Road, King of Prussia, Pennsylvania 19406.

Pennsylvania	Upper Providence (township) Montgomery County.	Schuylkill River	At confluence of Perkiomen Creek.	*97	*94
			Approximately 0.8 mile upstream of confluence of Mingo Creek.	*113	*109
		Mingo Creek	Approximately 100 feet downstream of Old Mill Road.	None	*149
			Approximately 100 feet upstream of Old Mill Road.	None	*150
		Perkiomen Creek	At the confluence with the Schuylkill River.	*97	*94
			Approximately 400 feet upstream of the confluence with the Schuylkill River.	*97	*96

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified
Maps available for inspection at the Upper Providence Township Administration Office, 1286 Black Rock Road, Box 406, Oaks, Pennsylvania. Send comments to Mr. George W. Waterman III, Upper Providence Township Manager, 1286 Black Rock Road, Box 406, Oaks, Pennsylvania 19456.					
Pennsylvania	West Grove (borough) Chester County.	Middle Branch White Clay Creek.	Approximately 150 feet downstream of Valley Road.	None	*372
			Approximately 50 feet up- stream of Valley Road.	None	*373
Maps available for inspection at the West Grove Borough Building, 117 Rose Hill Avenue, West Grove, Pennsylvania. Send comments to Mr. Charles I. Sensenig, West Grove Borough Council President, 245 West Evergreen Street, West Grove, Pennsylvania 19390.					
Pennsylvania	West Norriton (township) Montgomery County.	Schuylkill River	Approximately 0.2 mile downstream of U.S. Route 202 (South).	*78	*76
			Approximately 0.2 mile up- stream of U.S. Route 422.	*85	*83
Maps available for inspection at the Township Building, 1630 West Marshall Street, Jeffersonville, Pennsylvania. Send comments to Mr. Joseph Estock, Engineer for the Township of West Norriton, 355 South Henderson Road, King of Prussia, Pennsylvania 19406.					
Pennsylvania	West Pottsgrove (township) Montgomery County.	Schuylkill River	Approximately 100 feet up- stream of U.S. Route 422.	*148	*145
			Approximately 1.5 miles up- stream of U.S. Route 422 (at the county boundary).	*151	*148
Maps available for inspection at the Municipal Office, 980 Grosstown Road, Stowe, Pennsylvania. Send comments to Mr. Joseph E. Karpinski, President of the West Pottsgrove Township Board of Commissioners, 823 Monroe Avenue, Stowe, Pennsylvania 19464-6124.					
Pennsylvania	Whitemarsh (township) Montgomery County.	Schuylkill River	At the county boundary	*57	*54
			Approximately 0.9 mile up- stream of confluence of Andorra Creek.	*64	*62
		Oreland Run	At confluence with Wissahickon Creek.	None	*149
			Approximately 1,700 feet upstream of the con- fluence with Wissahickon Creek.	None	*154
Maps available for inspection at the Whitemarsh Township Administrative Building, 4021 Joshua Road, Lafayette Hill, Pennsylvania. Send comments to Mr. Lawrence J. Gegan, Whitemarsh Township Manager, 4021 Joshua Road, Lafayette Hill, Pennsylvania 19444.					
West Virginia	Bath (town) Morgan County	Warm Spring Run	Approximately 250 feet up- stream of William Street.	*604	*605
			At the upstream side of Coughlan Lane.	*621	*622
		Davis Road Run	At confluence with Warm Spring Run.	*606	*607
		Yellow Spring Run	Approximately 50 feet up- stream of confluence with Warm Spring Run.	*619	*620
			Approximately 145 feet up- stream of confluence with Warm Spring Run.	*620	*621
Maps available for inspection at the Bath Town Hall, 504 North Washington Street, Berkeley Springs, West Virginia. Send comments to The Honorable Thomas Jackson, Mayor of the Town of Bath, 504 North Washington Street, Berkeley Springs, West Virginia 25411.					
West Virginia	Morgan County (unincor- porated areas).	Warm Spring Run	Approximately 125 feet downstream of con- fluence of Unnamed Trib- utary.	None	*575

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. * Elevation in feet (NGVD)	
				Existing	Modified
		Potomac River	Approximately 0.3 mile upstream of County Route 522/1.	None	*681
			At the confluence of Cherry Run (downstream county boundary).	None	*407
			At upstream county boundary.	None	*539

Maps available for inspection at the Morgan County Courthouse, Berkeley Springs, West Virginia.

Send comments to Mr. Glen R. Stotler, Chairman of the Morgan County Commission, P.O. Box 28, Berkeley Springs, West Virginia 25411.

West Virginia	Paw Paw (town) Morgan County.	Potomac River	At the Town of Paw Paw corporate limits. Approximately 1.16 miles upstream of State Route 51.	None	*532
				None	*537

Maps available for inspection at the Paw Paw Town Hall, Paw Paw, West Virginia.

Send comments to The Honorable Helena G. Moser, Mayor of the Town of Paw Paw, P.O. Box 35, Paw Paw, West Virginia 25434.

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

Dated: July 28, 1995.

Richard T. Moore,

Associate Director for Mitigation.

[FR Doc. 95-19220 Filed 8-3-95; 8:45 am]

BILLING CODE 6718-03-P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

49 CFR Part 5

[Docket No. OST-95-360; Notice 95-9]

RIN 2105-AC11

Use of Direct Final Rule Making

AGENCY: Department of Transportation; Office of the Secretary.

ACTION: Notice of proposed rulemaking

SUMMARY: The Office of the Secretary (OST) is proposing to implement a new rulemaking procedure that would expedite the processing of noncontroversial changes to its regulations. Rules that the Secretary judges to be noncontroversial and unlikely to result in adverse public comment would be published as "direct final" rules. Such direct final rules would advise the public that no adverse comment is anticipated, and that, unless written adverse comment or written notice of intent to submit adverse comment is received within the specified time, the rule will become effective a specified number of days after the date it is published in the **Federal Register**. This new procedure should expedite the promulgation of

routine or otherwise noncontroversial rules by reducing the time necessary to develop, review, clear, and publish separate proposed and final rules where OST receives no public comment.

DATES: Comments are requested by October 3, 1995. Late-filed comments will be considered only to the extent practicable.

ADDRESSES: Comments on this proposal should be sent, preferably in triplicate, to Docket Clerk, Docket No. OST-95-360, Department of Transportation, 400 7th Street SW., Washington, DC 20590. Comments will be available for inspection at this address from 9 a.m. to 5:30 p.m., Monday through Friday.

Commenters who wish the receipt of their comments to be acknowledged should include a stamped, self-addressed postcard with their comments. The Docket Clerk will date-stamp the postcard and mail it back to the commenter.

FOR FURTHER INFORMATION CONTACT: Neil Eisner, Assistant General Counsel for Regulation and Enforcement, Office of the General Counsel, U.S. Department of Transportation, 400 7th Street SW., Room 10424, Washington, DC 20590. (202) 366-9307.

SUPPLEMENTARY INFORMATION:

Background

The National Performance Review, a recent presidential initiative to reorganize and streamline the federal government, and the Administrative Conference of the United States identified several methods to improve the efficiency of agency rulemaking procedures. One was the use of "direct final" rulemaking in order to reduce

needless double review of noncontroversial rules. The use of direct final rulemaking can eliminate an unnecessary second round of internal review and clearance, as well as public review, that presently exists for all proposed rules when the agency receives no adverse comment. The Environmental Protection Agency has been using this process for a number of years with great success, and other Departments, such as Agriculture, have recently adopted this procedure. In order to streamline the regulatory process and to fulfill Departmental missions, the Office of the Secretary proposes to use the direct final rulemaking procedure to promulgate specified categories of rules that are not expected to be controversial and that are unlikely to result in adverse comments.

The Direct Final Rule Process

The judgment that a particular rulemaking is noncontroversial and unlikely to result in adverse comment will be based upon the Office of the Secretary's experience with similar rules that were proposed and did not receive adverse public comment in the past. By "adverse" comment, we are referring to comments that are critical of the rule, that suggest that the rule should not be adopted, or that suggest a change should be made in the rule. A comment submitted in support of the rule would not be considered adverse. In addition, a comment suggesting that the policy or requirements of the rule should or should not also be extended to other Departmental programs outside the scope of the rule would not be considered adverse. The Environmental